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Amendment No. 1 to HB0563

**Kernell
Signature of Sponsor**

AMEND Senate Bill No. 298*

House Bill No. 563

by deleting the amendatory language of Section 1 of the printed bill and by substituting instead the following:

§ 12-4-121.

(a)

(1) No state department, agency, authority, commission, board or entity shall contract to acquire goods or services from any company authorized to transact business in this state pursuant to title 56, chapter 2, part 1, unless, prior to or contemporaneously with entering into the contract, the company completes and submits an affidavit verifying that the company has searched its records and the records of its predecessor companies, if any, regarding documentation of any investments or profits derived from slavery or slaveholder insurance policies. No company authorized to transact business in this state pursuant to title 56, chapter 2, part 1, may contract to supply goods or services directly or indirectly to any state department, agency, authority, commission, board or entity unless, prior to or contemporaneously with entering into the contract, the company completes and submits an affidavit verifying that the company has searched its records and the records of its predecessor companies, if any, regarding documentation of any investments or profits derived from slavery or slaveholder insurance policies. The names of any slaves or slaveholders disclosed in such records must be disclosed within the affidavit.

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(2) The chief procurement officer of each state department, agency, authority, commission, board or entity shall make all such affidavits available to the public and shall file an annual report, summarizing the content of all such affidavits with the commissioner of general services. The commissioner shall annually file a summary of all such reports with the governor, the speaker of the senate and the speaker of the house of representatives.

(3) Any such contract shall be rendered voidable on behalf of the state department, agency, authority, commission, board or entity if the company knowingly:

(A) Fails to timely complete and file the required affidavit;

or

(B) Completes and files an affidavit containing untrue or misleading information.

(b) In accordance with the Uniform Administrative Procedure Act, the department of general services shall promulgate rules prescribing the style and format of the affidavit required by the provisions of this act.

AND FURTHER AMEND By deleting from Section 2 of the printed bill the language "Section 1(c) of this act shall take effect" and by substituting instead the following:

Section 1(b) of this act shall take effect